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Chairman: David Vaught  
Members: Ed Bedore, Ricardo Morales, Larry Ivory, Bill Black

August 1, 2013

Fred Hahn  
Chief Procurement Officer  
Capital Development Board  
377C Stratton Office Building  
Springfield, Illinois 62706

**Re: 50-35 Potential Conflict of Interest**

Dear Mr. Fred Hahn,

In accordance with the requirements of Section 50-35 of the Illinois Procurement Code, I have reviewed your request received August 1, 2013 and understand the facts to be as follows:

- 1) The Capital Development Board has issued a request for a review and comment on potential conflicts of interest disclosed by Mott Excavating, Inc.
- 2) The contract pertains to the replacement of sewage treatment facilities at Giant City State Park and Lodge in Jackson County.
- 3) Mott Excavating, Inc was selected using competitive sealed bidding.
- 4) The disclosure form submitted on behalf of Mott Excavating, Inc indicates the following:
  - a. Danell Mott, 50% owner with her spouse, 50% owner Morris Mott, disclosed that she is the elected Supervisor of Assessments for Johnson County. She has served in that capacity since November 1, 1991 and receives annual compensation of \$50,000.
- 5) The Capital Development Board confirmed that none of the disclosed individuals were in a position to influence the award of this contract. The Capital Development Board and CPO Fred Hahn indicate that it would be in the best interest of the State to approve this conflict of interest due to the using agency's needs and the value of the contract.

Based on the foregoing, you are requesting my review and comment pursuant to the Illinois Procurement Code.

Review and Comment

After careful review of the documentation provided, I do not view the relationships disclosed above as creating a conflict of interest sufficient to preclude The Capital Development Board from entering into a contract with Mott Excavating, Inc for the services outlined in your letter received August 1, 2013.

Sincerely,

Aaron Carter  
Executive Director

Cc: EEC General Counsel